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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/981,878	10/18/2001	Denise Marie Genty	AUS920010860US1	7330

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EXAMINER

BONSHOCK, DENNIS G

ART UNIT	PAPER NUMBER
2173	2

DATE MAILED: 05/07/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

09/981,878

Applicant(s)

GENTY ET AL.

Examiner

Dennis G. Bonshock

Art Unit

2173

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 18 October 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

## **DETAILED ACTION**

### ***Information Disclosure Statement***

The listing of references in the specification is not a proper information disclosure statement. 37 CFR 1.98(b) requires a list of all patents, publications, or other information submitted for consideration by the Office, and MPEP § 609 A(1) states, "the list may not be incorporated into the specification but must be submitted in a separate paper." Therefore, unless the references have been cited by the examiner on form PTO-892, they have not been considered.

### ***Specification***

The disclosure is objected to because of the following informalities: the patent referred to on page 1 of the specification, patent number 6,037,944, is not issued to Himmel as stated.

Appropriate correction is required.

### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bauersfeld et al., Patent #6,189,024, hereinafter Bauersfeld and Anupam et al., Patent #6,535,912, hereinafter Anupam.

3. With regard to claim 1, Bauersfeld teaches a method of displaying bookmarked web pages on a browser without opening a bookmark folder within which the bookmarked web pages are contained (see column 3, lines 48-63, column 4, lines 21-34 and figures 4-6), activating a browser (see column 1, lines 15-17), an icon associated with the bookmarked web pages (see column 3, lines 48-63 and column 6, lines 5-24), and selecting the icon to display one of the bookmarked web pages (see column 3, lines 58-65). Anupam teaches a smart bookmark system for storing a series of bookmarks for visiting later (see column 9, lines 2-10), he further teaches in his smart bookmark system the benefit of the user not having to repeatedly access the bookmark file in order to click on the next bookmarked website (see column 9, lines 2-10), and the system having a sequence structure where one element follows another element (see column 1, line 55 through column 2, line 7). It would have been obvious to one of ordinary skill in the art, having the teachings of Bauersfeld and Anupam before him at the time the invention was made to modify the system of Bauersfeld to show the bookmarks as an ordered sequence rather than under a heading. One would have been motivated to make such a combination because Bauersfeld mentions the ability display a Path which he states implies an ordering (see column 3, lines 9-13).

4. With regard to claims 2, 7, 12, and 17, which teach the bookmarked web pages being accessed and displayed in the order bookmarked, Bauersfeld further teaches, in column 6, lines 5-24, the system guiding the user through a specific path/routine.

5. With regard to claims 3, 8, 13, and 18, which teach the bookmarked web pages being displayed in the bookmark folder as a chain of bookmarked web pages,

Bauersfeld further teaches, in column 6, lines 5-14, in column 4, lines 22-34, and in column 3, lines 9-13, a grouping of bookmarked path elements in a session folder where he teaches the word path implying that an ordering exists between elements.

6. With regard to claims 4, 9, 14, and 19, which teach at least one icon being a next icon, Bauersfeld further teaches, in column 3, lines 48-63, column 4, lines 3-11, column 6, lines 5-24, and in figures 4-6, a Forward button for progressing forward to the next path element.

7. With regard to claims 5, 10, 15, and 20, which teach that a previous icon may be used to access the bookmarked web pages, Bauersfeld further teaches, in column 3, lines 48-63, column 4, lines 3-11, column 6, lines 5-24, and in figures 4-6, a Back button for progressing backward to the previous path element.

8. With regard to claim 6, Bauersfeld teaches a computer readable medium of displaying bookmarked web pages on a browser without opening a bookmark folder within which the bookmarked web pages are contained (see column 3, lines 48-63, column 4, lines 21-34 and figures 4-6), activating a browser (see column 1, lines 15-17), an icon associated with the bookmarked web pages (see column 3, lines 48-63 and column 6, lines 5-24), and selecting the icon to display one of the bookmarked web pages (see column 3, lines 58-65). Anupam teaches a smart bookmark system for storing a series of bookmarks for visiting later (see column 9, lines 2-10), he further teaches in his smart bookmark system the benefit of the user not having to repeatedly access the bookmark file in order to click on the next bookmarked website (see column 9, lines 2-10), and the system having a sequence structure where one element follows

another element (see column 1, line 55 through column 2, line 7). It would have been obvious to one of ordinary skill in the art, having the teachings of Bauersfeld and Anupam before him at the time the invention was made to modify the system of Bauersfeld to show the bookmarks as an ordered sequence rather than under a heading. One would have been motivated to make such a combination because Bauersfeld mentions the ability display a Path which he states implies an ordering (see column 3, lines 9-13).

9. With regard to claim 11, Bauersfeld teaches an apparatus for displaying bookmarked web pages on a browser without opening a bookmark folder within which the bookmarked web pages are contained (see column 3, lines 48-63, column 4, lines 21-34 and figures 4-6), activating a browser (see column 1, lines 15-17), an icon associated with the bookmarked web pages (see column 3, lines 48-63 and column 6, lines 5-24), and selecting the icon to display on of the bookmarked web pages (see column 3, lines 58-65). Anupam teaches a smart bookmark system for storing a series of bookmarks for visiting later (see column 9, lines 2-10), he further teaches in his smart bookmark system the benefit of the user not having to repeatedly access the bookmark file in order to click on the next bookmarked website (see column 9, lines 2-10), and the system having a sequence structure where one element follows another element (see column 1, line 55 through column 2, line 7). It would have been obvious to one of ordinary skill in the art, having the teachings of Bauersfeld and Anupam before him at the time the invention was made to modify the system of Bauersfeld to show the bookmarks as an ordered sequence rather than under a heading. One would have

been motivated to make such a combination because Bauersfeld mentions the ability display a Path which he states implies an ordering (see column 3, lines 9-13).

10. With regard to claim 16, Bauersfeld teaches a computer system for displaying bookmarked web pages on a browser without opening a bookmark folder within which the bookmarked web pages are contained (see column 3, lines 48-63, column 4, lines 21-34 and figures 4-6), activating a browser (see column 1, lines 15-17), an icon associated with the bookmarked web pages (see column 3, lines 48-63 and column 6, lines 5-24), and selecting the icon to display on of the bookmarked web pages (see column 3, lines 58-65). Anupam teaches a smart bookmark system for storing a series of bookmarks for visiting later (see column 9, lines 2-10), he further teaches in his smart bookmark system the benefit of the user not having to repeatedly access the bookmark file in order to click on the next bookmarked website (see column 9, lines 2-10), and the system having a sequence structure where one element follows another element (see column 1, line 55 through column 2, line 7). It would have been obvious to one of ordinary skill in the art, having the teachings of Bauersfeld and Anupam before him at the time the invention was made to modify the system of Bauersfeld to show the bookmarks as an ordered sequence rather than under a heading. One would have been motivated to make such a combination because Bauersfeld mentions the ability display a Path which he states implies an ordering (see column 3, lines 9-13).

### ***Conclusion***

11. The prior art made of record on form PTO-892 and not relied upon is considered pertinent to applicant's disclosure. Applicant is required under 37 C.F.R. § 1.111(c) to

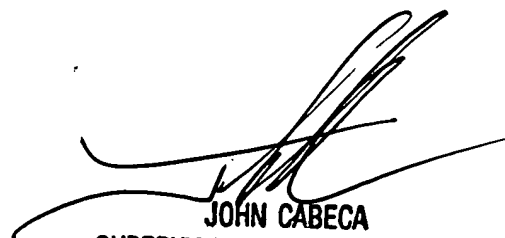
consider these references fully when responding to this action. The documents cited therein teach systems displaying bookmark items in a way that provides transitions between items.

12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dennis G. Bonshock whose telephone number is (703) 305-4668. The examiner can normally be reached on Monday - Friday, 6:30 a.m. - 4:00 p.m.

13. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeca can be reached on (703) 308-3116. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

14. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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